

**TRANSMITTAL LETTER**  
**(General - Patent Pending)**

Docket No.  
**MCAJ101CIP**

In Re Application Of: **JAMES KENNETH MCALPINE**

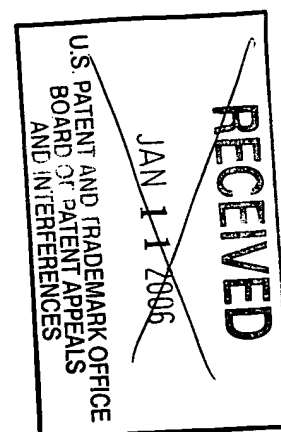
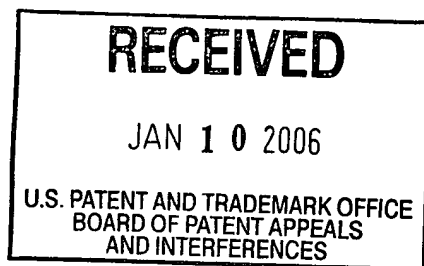
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/785,581	02/23/2004	BOCHNA, DAVID E.	21,658	3679	9934

Title: **FLEXIBLE PIPING CONNECTOR**

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF DATED 12/28/2005**  
**CORRECTED APPEAL BRIEF**




in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☐ The Director is hereby authorized to charge and credit Deposit Account No. \_\_\_\_\_ as described below.
- ☐ Charge the amount of \_\_\_\_\_
- ☐ Credit any overpayment.
- ☐ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Dated: **JANUARY 5, 2006**

  
Signature  
**DEREK H. MAUGHAN**  
**DYKAS, SHAVER & NIPPER, LLP**  
**PO BOX 877**  
**BOISE, ID 83701-0877**  
**(208) 345-1122**  
**REG. NO. 52,007**

**RECEIVED**  
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cc: **CLIENT**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

**JANUARY 5, 2006**

(Date)

  
Signature of Person Mailing Correspondence

**SUEZANN H. YORITA**

Typed or Printed Name of Person Mailing Correspondence

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: James Kenneth McAlpine

Application No.: 10/785,581

Filed: 02/23/2004

Title: FLEXIBLE PIPING CONNECTOR

Group/Art Unit: 3679

Examiner: Bochna, David E.

Attorney Docket No: MCAJ101CIP

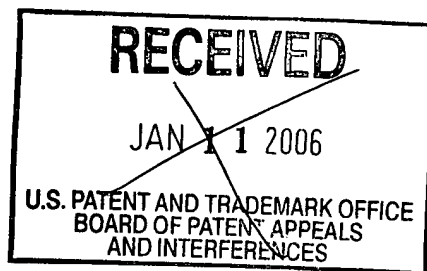
**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF**

**Dated: 12/28/2005**

To: Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

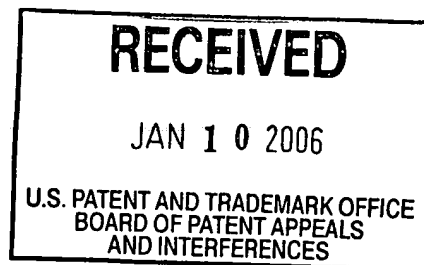
ATTENTION: Board of Patent Appeals and Interferences

Dear Commissioner:



In response to the Notification of Non-Compliant Appeal Brief mailed December 28, 2005, please find a corrected Appeal Brief which corrects the deficiencies outlined in the Notification of Non-Compliant Appeal Brief which are:

The "summary of the invention" section has been renamed to "summary of the claimed subject matter," and the claimed subject matter has been summarized with references to the specification and drawings; a "grounds of rejection" section has been included; an "evidence of appendix" and a "related proceedings appendix" have both been included; the arguments in relation to claim 15 have been reinserted under a separate heading in the Arguments section; and a clean copy of the claims in their current form is provided without wording such as (previously amended).



Applicant respectfully submits that the aforementioned changes are fully responsive to the Notification of Non-Compliant Appeal Brief. If there are any questions with regard to this submission, the undersigned party may be reached at the number provided below.

DATED this 5<sup>th</sup> day of 2006.

Very respectfully,



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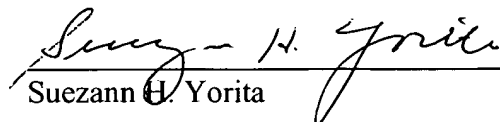
DEREK H. MAUGHAN  
Reg. No. 52,007  
(208) 345-1122

CERTIFICATE OF MAILING

I HEREBY CERTIFY that this correspondence is being deposited with the United States Postal Service on the below date as first class mail in an envelope addressed to:

Commissioner for Patents  
PO Box 1450  
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DATE: January 5, 2006



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Suezann H. Yorita